GOVERNMENT OF INDIA
PERSONNEL,PUBLIC GRIEVANCES AND PENSIONS
LOK SABHA

UNSTARRED QUESTION NO:2451
ANSWERED ON:15.12.2004
PAYMENT OF PAY AND ALLOWANCES TO EMPLOYEES
Jha Shri Raghunath

Will the Minister of PERSONNEL,PUBLIC GRIEVANCES AND PENSIONS be pleased to state:

to the answer given to USQ No. 50 dated December 01, 2004 and state:

(a) the reasons for not obtaining non-employment certificate and the action proposed to be taken against the delinquent officials;

(a) the details of the orders of the courts of law based on which the payment was made;

(b) the reasons for the dismissal of the individual(s) from service;

(c) whether the court case was decided ex-parte;

(d) if so, the reasons for not defending the case in the court of law;

(e) the action taken/proposed to be taken against the officers concerned responsible for deserting the court case;

(f) whether the dismissal was set-aside by the court of law;

(g) if so, the details in this regard; and (h) the action proposed to be taken against the officers for making full payment of arrears without adjusting the amount earned during the dismissal period?

Answer

MINISTER OF STATE IN THE MINISTRY OF PERSONNEL, PUBLIC GRIEVANCES AND PENSIONS AND MINISTER OF STATE IN THE MINISTRY OF PARLIAMENTRY AFFAIRS.(SHRI SURESH PACHOURI)

(a) & (b): Shri V.K. Gupta, a dismissed Store Clerk obtained an award of Labour Court for re-instatement with continuity in service and full back-wages. The Labour commissioner, Delhi issued a Recovery Certificate of Rs.1,76,571/-. Appeal to the High Court against the Order of re-instatement was dismissed. The High Court made the Rule absolute and directed that the Collector will proceed to realize the amount within October, 1990. The amount was accordingly paid. Subsequently, after the Supreme Court also dismissed the SLP/further petitions of Kendriya Bhandar in the matter, further arrear amount of Rs.53,890/- was paid by KB.

(c): The individual was dismissed from service for mis-conduct, shortages etc.

(d): No, Sir.

(e) & (f): Does not arise.

(g): Yes, Sir.

(h): The details of the Court orders are indicated in reply to Parts (a) & (b).

(i): The question does not arise in view of reply to Parts (a) to (h) above.